



# PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

445 12th STREET, S.W.

WASHINGTON, D.C. 20554

News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: <http://www.fcc.gov> <ftp.fcc.gov>

August 5, 2002

## FY 2002 Interstate Telecommunication Service Providers Regulatory Fees

The Federal Communications Commission issues this Public Notice to provide information concerning the payment of regulatory fees in FY 2002. If you hold authorizations in any of the common carrier services, excluding international facilities (space stations, earth stations, bearer circuits, and international public fixed) and commercial wireless facilities (cellular and public mobile), you should carefully read this Public Notice. Separate Public Notices for international licensees and commercial wireless licensees are available.

### WHO MUST PAY REGULATORY FEES IN FY 2002

Most licensees and other entities regulated by the Commission must pay regulatory fees in FY 2002. This Public Notice concerns only the following Common Carrier regulatees:

**CAP/CLEC**: (Competitive Access Provider/Competitive Local Exchange Carrier). Competes with incumbent local exchange services or telecommunications services that link customers with interexchange facilities, local exchange networks, or other customers. This includes fixed wireless service providers that are certified as local exchange service providers.

**Incumbent LECs**: (Incumbent Local Exchange Carriers). Provides local exchange service. An incumbent local exchange carrier (ILEC) generally is a carrier that was at one time franchised as a monopoly service provider. See 47 U.S.C. 251(h).

**IXC**: (Interexchange Carriers). Provides long distance telecommunications services, primarily through switches or circuits that it owns or leases.

**Local Reseller**: Provides local exchange or fixed telecommunications services by reselling services of other carriers.

**OSP:** (Operator Service Provider). Serves customers needing the assistance of an operator to complete calls, or needing alternate billing arrangements such as collect calling.

**Payphone Service Provider:** Provides customers access to telephone networks through payphone equipment, special teleconference rooms, etc. Payphone service providers are also referred to as payphone aggregators.

**PrePaid Card:** Provides prepaid calling card services by selling prepaid calling cards to the public or to retailers. Prepaid card providers typically resell the toll service of other carriers and determine the price of the service by setting the price of the card and controlling the number of minutes for which the card can be used.

**Toll Reseller:** Provides long distance telecommunications services primarily by reselling the long distance telecommunications services of other carriers.

**Other Local and Other Toll Service Providers:** Other providers of local exchange or toll services, including private service providers (which offer telecommunications services to others and includes companies that offer excess capacity on a private system that is used primarily for internal purposes) and shared tenant service providers (which manage or own multi-tenant locations that provide telecommunications services or facilities to tenants for a fee).

A regulatee is also responsible for summing the amounts of fees associated with all of its various services. This sum will determine whether the regulatee qualifies for an exemption from fee payment. If the sum of all regulatory fees from all services is less than \$10, then the regulatee is exempt from paying the regulatory fee.

Government entities are not required to pay regulatory fees and should not submit payment. Non-profit entities may also be exempt. *The Commission requires that each exempt entity submit, or have on file with the Commission, a valid IRS Determination Letter documenting its nonprofit status or certification from a governmental authority attesting to its exempt status.*

## **WHY THE COMMISSION MUST COLLECT REGULATORY FEES**

The requirement to collect annual regulatory fees from common carriers is contained in Public Law 103-66, "The Omnibus Budget Reconciliation Act of 1993." These regulatory fees, which are likely to change each fiscal year, are used to offset costs associated with the Commission's enforcement, public service, international and policy and rulemaking activities. These fees are in addition to any application processing fees associated with obtaining a license or other authorization from the Commission.

## **WHEN FEES WILL BE DUE**

### **FEE PAYMENTS MAY BE SUBMITTED PRIOR TO SEPTEMBER 10, 2002**

**Regulatory fee payments may be made to Mellon Bank at any time through September 25, 2002. Payments received after 11:59 PM on September 25, 2002 will be assessed a 25% late payment**

**fee. As in previous years, there will be a formal window for the acceptance of regulatory fees between September 10, 2002 and September 25, 2002. However, unlike in prior years, the Commission will, for the convenience of payers, accept fee payments made in advance of that window.**

TYPE OF FEE	REGULATORY FEE PAYMENT	FEE CODE
Interstate Telephone Service Providers (Interexchange Carriers, Local Exchange Carriers, Competitive Access Providers, Operator Service Providers, Resellers, and Other Interstate Providers)	\$0.00153 per revenue dollar	0272

## **IMPORTANT FY 2002 CHANGES FOR REGULATORY FEE FILERS**

The Remittance Advice, FCC Form 159 was revised in February 2000 to accept payer and applicant FCC Registration Numbers (FRN). Only this version of the FCC Form 159 will be acceptable. Effective December 3, 2001, the use of the FRN became mandatory. If there is no FRN present on FCC Form 159, the FCC will send the filer a letter notifying them that the payment was received without an FRN and that proper credit for the payment will not occur until the FRN is provided. Regulatory fee payments received without an FRN will be retained by the Agency. Also, please note that a separate FCC Form 159 is required for each licensee FRN.

If you do not yet have an FRN, you can obtain one through the FCC website listed below, or by completing FCC Form 160 (CORES Registration Form) enclosed in this public notice and submitting the registration form along with your payment and Remittance FCC Form 159. **Please note that future transactions with the FCC will require the use of the FCC FRN number. Therefore, please have this number available when contacting or submitting documents to the FCC.** If you need assistance regarding your FRN, please contact the CORES Helpdesk at 1-977-480-3201.

If you were registered in the Wireless Telecommunications Bureau's Universal Licensing System (ULS) and your registration included all the information we needed to issue a FRN number, we pre-registered you and mailed you your FRN. You may check the Commission Registration System (CORES) to determine if you are still registered, or if you have forgotten your registration number.

To obtain a Registration Number (FRN):

- Register at [www.fcc.gov](http://www.fcc.gov), click on the CORES Registration link in the left margin.
- File FCC Form 160, (CORES Registration) which is included in this package. You may obtain the form at <http://www.fcc.gov/formpage.html> or by calling the FCC's CORES Helpdesk at 1-877-480-3201. You may also pick up the form in Commission Room TW-B200. Mailing instructions are on the form.

**To search for an FRN:**

- To check your pre-assigned number at [www.fcc.gov](http://www.fcc.gov), click on CORES Registration link in the left margin.

If you are unable to register electronically, you can still submit your application for a FRN (FCC Form 160) directly to Mellon Bank (along with your filing documents and payment). Mellon Bank will register you and you will receive a confirmation letter from the FCC through the U.S. Postal Service mail. Your regulatory fees will be credited to that FRN.

In previous years, the Commission has permitted the rounding of fee payments to the nearest whole dollar. Inconsistencies between the amount paid and the sum of fees for the associated licenses have caused problems in processing payments timely and accurately. Beginning in FY 2002, we are asking all payees to **pay the exact dollar and cents amount due for each entry on FCC Form 159, and when filing the regulatory fee electronically using the FeeFiler program.** The use of **exact dollar and cents** for each entry will ensure that the payment is credited properly.

**Please also note that Regulatory Fee Payment Type Codes change each year with respect to the first two digits of the code referencing the year. For example, last year's code of "0172" is now "0272" for FY 2002. In addition to being listed on page 3 of this notice, the codes for FY 2002 are also listed in the back of this notice under the section, **Special Instructions for Completing FCC Forms 159 and 159-C.** To assure proper credit for your regulatory fees, please be sure to use the appropriate codes for FY 2002.**

Finally, enclosed in this public notice is a FCC-prepared version of the FCC Form 159-W using information that you had previously provided on FCC Form 499-A. Your FCC Form 499-A was due on April 1, 2002. The enclosed FCC-prepared FCC Form 159-W is based on the information in your FCC Form 499-A, including any updates processed by July 1, 2002. The enclosed FCC-prepared FCC Form 159-W contains the critical information for FCC Form 159. If you **agree with the dollar amounts** on the enclosed FCC-prepared FCC Form 159-W, you may sign it and submit it in lieu of your FCC Form 159. If the "Applicant TIN", the "FRN-CORES ID", or the company name/address information need to be filled in or corrected on your enclosed FCC-prepared FCC Form 159-W, you may do so, and still use that form in lieu of the FCC Form 159. If, however, you **disagree with the dollar amounts** or any other information on the enclosed FCC-prepared FCC Form 159-W, you must complete the blank FCC Form 159-W attached to this notice and complete FCC Form 159 ("FCC Remittance Advice"), and submit both the FCC Form 159 and the FCC Form 159-W. However, please note that **corrections to FCC Form 159-W do not change or affect the validity of your previously-filed FCC Form 499-A.**

### **FCC FORM 159 (Revised February 2000)**

Regulatory fee payments should be accompanied by FCC Form 159 ("FCC Remittance Advice"), unless you agreed with the dollar amounts listed on the FCC-prepared FCC Form 159-W and submitted this form in lieu of FCC Form 159. If you do need FCC Form 159 to submit your payment, a copy of this form, with specific instructions, is attached to this Public Notice. Reproduced forms are acceptable. Please see "Special Instructions for Completing FCC Forms 159 and 159-C" for detailed instructions on how to correctly complete these forms. You must list each entity separately on FCC

Forms 159/159-C. Written attachments are not acceptable. Failure to properly complete FCC Forms 159/159-C will delay the processing of your regulatory fee payment.

To obtain a revised Remittance Advice FCC Form 159:

- Use the revised Remittance Advice FCC Form 159 included in this package
- Go to <http://www.fcc.gov/formpage.html>.
- Call the FCC's Form Distribution Center at 1-800-418-FORM [3676].
- Pick up the form at the Commission in Room TW-B200

Any regulatee may submit the FCC Form 159 information electronically by accessing the FCC website: [www.fcc.gov/fees](http://www.fcc.gov/fees). Information on how to file electronically using the Commission's fee filer system will be made available on a subsequent public notice.

### **WHERE TO SEND REGULATORY FEE PAYMENTS**

**Please Note:** Failure to remit payment to either of the above addresses by mail or courier can delay the timely filing of your regulatory fee payment by the deadline date of September 25, 2002. Payments that are misdirected to the Federal Communications Commission will be forwarded to Mellon Bank. However, this could result in a late filing and subject to a 25% late payment fee.

If you are sending your regulatory fee payment by mail, please address your envelope as follows:

**Federal Communications Commission  
Regulatory Fees  
P.O. Box 358835  
Pittsburgh, PA 15251-5835**

If you prefer to send your regulatory fee payment by courier to our lockbox bank, you may do so 24 hours each business day (except Federal or bank holidays). Please address your envelope and deliver it to the following address. Since the courier will be delivering the payment inside their own envelope, it may be helpful to include the mailing address above on the outside of your payment envelope.

**Federal Communications Commission  
Regulatory Fees  
c/o Mellon Client Service Center  
500 Ross Street, Room 670  
Pittsburgh, PA 15262-0001  
(Attention: FCC Module Supervisor)**

### **METHOD OF PAYMENT**

Regulatory fee payments may be made by check or money order, **payable to the "Federal Communications Commission"**, or by the following credit cards (Visa, Mastercard, Discover, and American Express). All credit card fax transmittals must be directed to (412) 209-6045. When paying by

credit card and using the FCC-prepared FCC Form 159-W, please make sure you complete and sign Block 30. If you are paying by credit card and using FCC Form 159, please complete and sign Block 31. Payments may also be made by wire transfer or by ACH payment. Instructions are provided below.

**NOTE:** We encourage arrangements to consolidate regulatory fee payments either by a single entity or by different entities into a single payment instrument. Consolidated fee payments may cover any number of service categories. Payers who will be making a single payment for a significant number of entities and wish to submit their payment information electronically in lieu of submitting a large number of FCC Forms 159-C ("Advice Continuation Sheets") may do so by accessing the FCC website: <http://www.fcc.gov/fees/feefiler.html>. Specific instructions regarding diskette submission will be issued separately. No more than twenty-five (25) FCC Form 159-C's should be manually submitted for payment. If more than twenty-five (25) FCC Form 159-C's are to be submitted, we encourage the public to file the information electronically through the fee filer program. Only properly filled out FCC Form 159's will be accepted. Attached listings of call signs or other FCC identifiers will not be accepted.

In its FY 1996 Report and Order, the Commission amended its rule regarding the TRS Fund administrator to permit National Exchange Carrier Association (NECA) to process regulatory fees on behalf of its pooling exchange carriers and to submit their consolidated fees to our lockbox bank in a single payment instrument. However, we remind entities subject to regulatory fee payment that the regulatee, not an agent such as NECA, is responsible for ensuring that payment is made, and that there is a penalty for not submitting the entire fee in a timely manner.

### **WIRE TRANSFER PAYMENT INSTRUCTIONS**

A wire transfer is a transaction that you initiate via your bank. It authorizes your bank to wire funds from your account to our lockbox bank, the Mellon Bank in Pittsburgh, PA. All payments made by wire transfer (payable to the "Federal Communications Commission") must be supported by a completed FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C), if required. The FCC Form 159 must be faxed to FCC Module – Regulatory Fees (Mellon Bank) at (412) 209-6045 at least one hour before the wire transfer on the same business day. Indicate on the top of the FCC Form 159 "Wire Transfer - Regulatory Fee Payment." In Box (1) - Lockbox#, located at the upper left hand corner, indicate "358835." **Failure to submit the completed FCC Form 159 at least one hour prior to wiring payment will result in a delay in crediting your account. Due to Federal Reserve regulations, wire transfers received after 6:00 p.m. (EDT) will be credited the next business day.**

The following information should be provided to your bank to complete the wire transfer:

ABA Routing Number 043000261  
Receiving Bank: Mellon Pittsburgh  
BNF: FCC/ACV--9116106  
OBI Field: (Skip one space between each information item)  
"REGULATORYPAY"  
PAYER FRN (Exactly as on FCC Form 159, Block #11)  
PAYER NAME (Exactly as on FCC Form 159, Block #2)  
Phone: (Daytime Phone #, exactly as on FCC Form 159, Block #9)  
LOCKBOX 358835

## ACH DEBIT PAYMENT INSTRUCTIONS

A wire transfer is a transaction that you initiate via your bank. It authorizes your bank to wire funds from your account to our lockbox bank, at Mellon Bank in Pittsburgh, PA. All payments made by wire transfer (payable to the "Federal Communications Commission") must be supported by a completed FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C), if required. The FCC Form 159 must be faxed to **FCC Module – Regulatory Fees** (Mellon Bank) at (412) 209-6045 at least one hour before the wire transfer on the same business day. Indicate on the top of the FCC Form 159 "Wire Transfer - Regulatory Fee Payment." In Box (1) - Lockbox#, located at the upper left hand corner, indicate "358835." **Failure to submit the completed FCC Form 159 at least one hour prior to wiring payment will result in a delay in crediting your account. Due to Federal Reserve regulations, wire transfers received after 6:00 p.m. (EDT) will be credited the next business day.**

## COMPLIANCE

Please make sure your total remittance and the amount indicated on the FCC Form 159 are in agreement. Failure to do so will delay processing. Licensees are solely responsible for accurately accounting for all licenses and for paying proper regulatory fees. Any data omission, erroneous or incomplete data submission, or payment deficiency may result in a **25% monetary penalty**, dismissal of pending actions, and/or revocation of any authorization. You are strongly urged to submit your payment on time and accurately in order to avoid a penalty. Additionally, the Commission will invoke any lawful authority it may possess under the Debt Collection Improvement Act of 1996 to collect any fees due or outstanding against any common carrier failing to meet its regulatory fee payment obligations.

## WAIVERS, REDUCTIONS AND DEFERMENTS OF REGULATORY FEES

The Commission will consider requests for waivers, reductions or deferments of regulatory fees, in extraordinary and compelling circumstances only, upon a showing that such action overrides the public interest in reimbursing the Commission for its regulatory costs. Your regulatory fee must be paid by the due date even if a request is made for a waiver or reduction. This will ensure efficient collection in situations where a waiver or reduction is not warranted and will allow the requestor to avoid a **25% late-payment penalty** if its request is denied. The regulatory fee will be refunded later if the request is granted. Only in exceptional or compelling instances (where payment of the regulatory fee along with the waiver or reduction request could result in the reduction of service to a community or other financial hardship to the licensee) will the Commission accept a petition to defer payment along with a waiver or reduction request. All requests for deferments must be received by September 25, 2002 to avoid the **25% late-payment penalty**. Please submit your written waiver or reduction request to the following address:

Office of the Managing Director  
Federal Communications Commission  
445 12th Street, S.W., Room 1-A625  
Washington, D.C. 20554  
attn: Regulatory Fee Waiver/Reduction Request

However, submit your regulatory fee payment to the address on page 5 of this Public Notice.

### **ADDITIONAL INFORMATION**

Applicable Public Notices, and FCC Forms 159, 159-C, and 159-W are available from the FCC Consumer Information Center and can be downloaded from the Internet (<http://www.fcc.gov> or <ftp://ftp.fcc.gov>). Text of the Assessment and Collection of Regulatory Fees for Fiscal Year 2002, Report and Order, including the entire Schedule of Regulatory Fees, can be downloaded from the Internet located at: <http://www.fcc.gov/fees/regfees.html>. Forms may also be obtained by contacting the Forms Hotline at (800) 418-FORM (3676) outside the Washington, D.C. area, or (202) 418-3676 locally. For additional information, please contact the Commission's Consumer Information Center at (888) 225-5322, or write to: Federal Communications Commission, ATTN: Consumer Information Center, 445 12th Street, S.W., Washington, D.C., 20554.



## **PAYMENT PROCEDURES FOR COMMON CARRIERS**

**WHO MUST PAY:** Interstate service providers; including CAP/CLECs; incumbent local exchange carriers (local telephone operating companies)<sup>1</sup>; interexchange carriers (long distance telephone companies); local resellers; OSPs (operator service providers that enable customers to make away from home calls and to place calls with alternative billing arrangements); payphone service providers; prepaid card providers; private service providers; shared tenant service providers; toll resellers; and other local and other toll service providers. These categories and some limited exemptions are defined above. Government entities are not required to pay regulatory fees and should not submit payment. Non-profit entities may also be exempt. *The Commission requires that each exempt entity submit, or have on file with the Commission, a valid IRS Determination Letter documenting its nonprofit status or certification from a governmental authority attesting to its exempt status.*

### **PAYMENT DUE DATES**

#### **FEE PAYMENTS MAY BE SUBMITTED PRIOR TO SEPTEMBER 10, 2002**

**Regulatory fee payments may be made to Mellon Bank at any time through September 25, 2002. Payments received after 11:59 PM on September 25, 2002 will be assessed a 25% late payment fee. As in previous years, there will be a formal window for the acceptance of regulatory fees between September 10, 2002 and September 25, 2002. However, unlike in prior years, the Commission will, for the convenience of payers, accept fee payments made in advance of that window.**

### **SPECIAL INSTRUCTIONS FOR COMPLETING FCC FORMS 159 AND 159-C**

FCC Form 159 ("FCC Remittance Advice") and, as necessary, FCC Form 159-C ("Advice Continuation Sheet") must accompany all regulatory fee payments. FCC Form 159 allows payers to report information on one or more payment items (e.g., revenues, call signs, or a combination of any two). Use FCC Form 159-C to report additional payments.

FCC Forms 159/159-C have been attached to this Public Notice for you to complete and remit with your payment. You may make additional copies of the forms as required. In addition to the FCC Form 159 instructions, the following information applies specifically to common carrier regulatees:

#### **Block (9) - "Telephone Number":**

- Enter the contact name and telephone number of the specific individual responsible for submitting the payment and supporting FCC Form 159 and FCC Form 159-C.

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<sup>1</sup> We will permit the holding company of local exchange carriers to aggregate fee payments due by its operating companies and submit a single payment to cover the fee requirements of its subsidiaries.



Block (11) - "PAYER FRN":

- Enter the fee payer's FRN number.

Block (21) - "APPLICANT FRN":

- If different from payer, enter the applicant's FRN number.

Block (23A) - "FCC CALL SIGN/OTHER ID":

- Interstate telephone service providers should enter their Filer 499 ID number (FCC Form 499-A, Line 101).

Block (24A) - "PAYMENT TYPE CODE":

**0272:** Enter 0272 when paying for an interstate telecommunication service providers regulatory fee (\$0.00153 per revenue dollar).

Block (25A) - "QUANTITY":

- First complete Blocks 28A ("FCC CODE 1") and 29A ("FCC CODE 2") on the FCC Form 159 (see instructions below).
- Interstate telecommunication service providers subtract the amount in Block 29A ("FCC CODE 2") from the amount in Block 28A ("FCC CODE 1") and enter the Telecommunications Reporting Worksheet end user revenue. This should be the same as Line 14 of the Federal Communications Commission Interstate Telecommunication Service Providers Worksheet (FCC Form 159-W).

Block (27A) - "TOTAL FEE":

- For interstate telecommunication service providers regulatory fees (payment type code 0272), multiply the amount in Block 25A ("Quantity") by \$0.00153. This amount should be the same as Line 16 of the Federal Communications Commission Interstate Telephone Service Provider Worksheet (FCC Form 159-W). **Please enter exact dollars and cents and do not round.**

Block (28A) - "FCC CODE 1":

- For interstate telecommunication service providers regulatory fees (payment type code 0272), enter the total enduser revenues. This amount should be the same as Line 4 of the Federal Communications Commission Interstate Telecommunication Service Providers Worksheet (FCC Form 159-W). **Please enter exact dollars and cents and do not round.**

Block (29A) - "FCC CODE 2":

- For interstate telecommunication service providers regulatory fees (payment type code 0272), the amount entered in Block 29-A should be the same as the amount on Line 13 of the Federal Communications Commission Interstate Telephone Service Provider Worksheet provided below. The amount entered in Block 29-A is excluded from the interstate and international end-user revenues that are used to calculate the telephone service provider fee. Exclusions are limited to:
  - Interstate and international end-user revenues from mobile services;
  - Interstate and international end-user revenues from satellite services;
  - Interstate and international end-user revenues from services provided to resellers that do not contribute to USF; and
  - Any surcharges levied on the interstate and international end-user revenues from the above revenues (i.e. mobile services, satellite services, and services provided to resellers that do not contribute to USF).

Block (30) - "CERTIFICATION":

- Provide the printed name and signature of an individual owner/licensee or officer attesting to the accuracy and completeness of the information supplied.

**Please remember to include a daytime telephone number so that the Federal Communications Commission can contact you if questions arise regarding your payment.**

- FCC -

## SUPPLEMENTARY INFORMATION

### A. What is the FCC Form 499-A?

As required under the Communications Act of 1934, as amended,<sup>2</sup> the Commission has established, in a series of separate proceedings, procedures to finance interstate telecommunications relay services (TRS), universal service support mechanisms, administration of the North American Numbering Plan (NANPA), and shared costs of local number portability (LNPA). To accomplish these Congressionally directed objectives, contributions are collected from all telecommunications carriers providing interstate telecommunications and certain other providers of telecommunications. In 1999, the Commission amended its rules so that for the purpose of determining their contribution(s), contributors to these mechanisms need only file the FCC Form 499 Telecommunications Reporting Worksheet.<sup>3</sup> The Form 499-A is filed by interstate service providers each year on April 1. A copy of the form and instructions can be downloaded at <http://www.fcc.gov/formpage.html>.

### B. Which Companies Must File a Form 499-A Telecommunications Reporting Worksheet?

All providers of telecommunications within the United States, with very limited exceptions, must file an FCC Form 499-A Telecommunications Reporting Worksheet.<sup>4</sup> For this purpose, the United States is defined as the contiguous United States, Alaska, Hawaii, American Samoa, Baker Island, Guam, Howland Island, Jarvis Island, Johnston Atoll, Kingman Reef, Midway Island, Navassa Island, the Northern Mariana Islands, Palmyra, Puerto Rico, the U.S. Virgin Islands, and Wake Island. As a general matter, each legal entity that provides interstate telecommunications services for a fee, including each affiliate or subsidiary of an entity, must complete separately and file a copy of the FCC Form 499-A Telecommunications Reporting Worksheet. The Commission, however, has adopted an exception to the separate legal entity requirement, which enables contributors meeting certain criteria to file the 499-A on a consolidated basis.

For purposes of determining whether an entity provides telecommunications, please note that the term "telecommunications" means the transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or content of the information as sent and received. For the purpose of filing, the term "interstate telecommunications" includes, but is not limited to, the following types of services: wireless telephony including cellular and personal

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<sup>2</sup> 47 U.S.C. §§ 151, 225, 251, 254.

<sup>3</sup> 1998 Biennial Regulatory Review -- Streamlined Contributor Reporting Requirements Associated with Administration of Telecommunications Relay Services, North American Numbering Plan, Local Number Portability, and Universal Service Support Mechanisms, CC Docket No. 98-171, Report and Order, 14 FCC Rcd 16602 (1999) (Contributor Reporting Requirements Order).

<sup>4</sup> Section 254(d) applies not only to "every telecommunications carrier that provides interstate telecommunications services" but also to certain "other providers of interstate telecommunications." 47 U.S.C. § 254(d) (emphasis added).

communications services (PCS); paging and messaging services; dispatch services; mobile radio services; operator services; access to interexchange service; special access; wide area telecommunications services (WATS); subscriber toll-free services; 900 services; message telephone services (MTS); private line; telex; telegraph; video services; satellite services; and, resale services. Note, for example, that all local exchange carriers provide access services and, therefore, provide interstate telecommunications.

Note also that entities must file this worksheet, and are subject to the universal service contribution requirement, if they offer interstate telecommunications for a fee to the public even if only a narrow or limited class of users could utilize the services. Included are entities that provide interstate telecommunications to entities other than themselves for a fee on a private, contractual basis. In addition, owners of pay telephones, sometimes referred to as "pay telephone aggregators," must file this worksheet. Most telecommunications carriers must file this worksheet even if they qualify for the *de minimis exemption* under the Commission's rules for universal service.<sup>5</sup>

C. Should All FCC Form 499-A Filers Also Pay Common Carrier Regulatory Fees?

**No.** Interstate service providers that have mobile service or satellite service revenues, but no interstate local revenues or interstate toll revenues, are exempt. Interstate service providers that provide service to only other carriers are exempt. Governmental entities are exempt. Carriers whose total regulatory fee payment obligation would be less than \$10 are exempt. However, the vast majority of FCC Form 499-A filers are required to pay a Common Carrier regulatory fee.

D. Should a Carrier File the Regulatory Fee if it Has Not Filed a Telecommunications Reporting Worksheet, Form 499-A?

**Yes.** If a telecommunications carrier provided interstate telecommunications services in 2001, then it should have filed a FCC Form 499-A and must also pay the common carrier based regulatory fee. This form was due on April 1, 2002 and should have contained revenue information for calendar year 2001. Carriers who have not yet filed the FCC Form 499-A should contact (973) 560-4400 in order to obtain a filing package and to be assigned a 6 digit Filer 499 ID number. If a carrier has forgotten its Filer 499 ID (formerly referred to as the TRS Fund identification number) it may contact the Universal Service administrator at (973) 560-4400, or it may be able to find it in the *Carrier Locator: Interstate Service Providers* [http://www.fcc.gov/Bureaus/Common\\_Carrier/Reports/FCC-State\\_Link/trs.html](http://www.fcc.gov/Bureaus/Common_Carrier/Reports/FCC-State_Link/trs.html).

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<sup>5</sup> See *Federal-State Joint Board on Universal Service, 1998 Biennial Regulatory Review – Streamlined Contributor Reporting Requirements Associated with Administration of Telecommunications Relay Service, North American Numbering Plan, Local Number Portability, and Universal Service Support Mechanisms, Telecommunications Services for Individuals with Hearing and Speech Disabilities, and the Americans with Disabilities Act of 1990, Administration of the North American Numbering Plan Cost Recovery Contribution Factor and Fund Size, Number Resource Optimization, Telephone Number Portability, Truth-in-Billing and Billing Format*, CC Docket Nos. 96-45, 98-171, 90-571, 92-237, 99-200, 95-116, 98-170, Further Notice of Proposed Rulemaking and Report and Order, 17 FCC Rcd 3752 (2002).

E. What Type of Revenues Are Reported on the Telecommunications Reporting Worksheet, FCC Form 499-A?

The FCC Form 499-A requires filers to disclose all revenues, including revenues from non-regulated and non-telecommunications services. Detailed information is provided for telecommunications services provided to other carriers, for telecommunications provided to end-users, and for other services. The detailed information is used to classify revenues. Only certain revenues are subject to the Common Carrier regulatory fee.

F. When Calculating the Common Carrier Regulatory Fee, What Kind of Costs Can be Deducted from Revenues that Appear on FCC Form 499-A?

**None.** The Common Carrier regulatory fee is based on interstate and international end-user revenues for local and most toll services. Other types of revenues included on FCC Form 499-A are excluded. Filers are not allowed to deduct any expenses from subject end-user revenues.

**FEDERAL COMMUNICATIONS COMMISSION  
INTERSTATE TELEPHONE SERVICE PROVIDER WORKSHEET**

Payer Name:	Filer 499 ID (FCC Form 499-A Line 101):
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FCC Form 159-W Regulatory Fee Worksheet (based on your FCC Form 499-A filing)

Calendar 2001 revenue information (show amounts in whole dollars)		
1	Service provided by U.S. carriers that both originates and terminates in foreign points. FCC Form 499-A Line 412 (e)	
2	Interstate end-user revenues from all telecommunications services. FCC Form 499-A Line 420 (d)	
3	International end-user revenues from all telecommunications services except international-to-international. FCC Form 499-A Line 420 (e)	
4	Total end-user revenues (Sum of lines 1, 2 and 3) <b>Note:</b> also enter this number on Block (28A) - "FCC Code 1".	
5	End-user interstate mobile service monthly and activation charges. FCC Form 499-A Line 409 (d)	
6	End-user international mobile service monthly and activation charges. FCC Form 499-A Line 409 (e)	
7	End-user interstate mobile service message charges including roaming charges but excluding toll charges. FCC Form 499-A Line 410 (d)	
8	End-user international mobile service message charges including roaming charges but excluding toll charges. FCC Form 499-A Line 410 (e)	
9	End-user interstate satellite services. FCC Form 499-A Line 416 (d)	
10	End-user international satellite services. FCC Form 499-A Line 416 (e)	
11	Surcharges on mobile and satellite services identified as recovering universal service contributions and included in Line 403 (d) or 403 (e) on your FCC Form 499-A. <b>[Note: you may not include in Block 11 universal service pass-through surcharges applied to local or toll services, nor any surcharges identified as intrastate surcharges.]</b>	
12	Interstate and international revenues from resellers that do not contribute to USF. FCC Form 499-A Line 511 (b)	
13	Total excluded end-user revenues. (Sum lines 5 through 12.) <b>Note:</b> also enter this number on Block (29A) - "FCC Code 2".	
14	Total subject revenues. (Line 4 minus Line 13) <b>Note:</b> also enter this number on Block (25A) - "Quantity".	
15	Interstate telecommunications service provider fee factor	.00153
16	2002 Regulatory Fee (Line 14 times Line 15)* <b>Note:</b> also enter this number on Block (27A) - "Total Fee"	



\* You are exempt from filing if the sum of all regulatory fees due on Line 16 is less than \$10. If you file, using this form, you **MUST** complete a **FCC Form 159**, and **include a copy of this FCC Form 159-W**.

**FCC FORM 159-W**

July 2001

## **FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PAPERWORK REDUCTION ACT**

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